

THE

PROCEEDINGS

At the Session of Oyer and Terminer, and General Goal
Deliverer for the

COUNTY of *SURREY*,
HELD AT
KINGSTON upon *THAMES*,

In and for the said COUNTY,

On THURSDAY the 15th, FRIDAY the 16th, SATURDAY the 17th, MONDAY
the 19th, TUESDAY the 20th, WEDNESDAY the 21st, and THURS. the 22d of AUG.

In the 25th Year of his MAJESTY's Reign.

BEFORE

The Right Honourable the Lord Chief Justice LEE, Knt.
and Sir THOMAS BURNET, Knt.

BEING THE

Second Assize in the SHERIFFWICK of

JOHN SMITH, Esq;

HIGH SHERIFF for the said COUNTY.

By Permission of the HIGH SHERIFF.

LONDON:

Printed and sold by M. COOPER at the *Globe*, in *Pater-noster-Row*, 1751.

[Price Four-pence.]



THE PROCEEDINGS

At the Session of Oyer and Terminer, &c. for the

COUNTY of SURRY, &c.

BEFORE the Right Honourable Sir WILLIAM LEE, Knt. Lord chief Justice of the court of King's bench, Sir THOMAS BURNET, Knt. one of his Majesty's Justices of the court of Common Pleas; JOHN SMITH, Esq; High-Sheriff, and others of his Majesty's Justices of the Peace for the said County.

The NAMES of the JURY.

William Price,	James Ingrham,
George More,	Philip Wholley,
James Stent,	Thomas Hole,
John Evans,	John Jewer,
George Stone,	William Pain,
John Roberts,	William Rice.

38. William Jennings otherwise Tompson, was indicted, for that at the goal delivery at justice-hall in the Old-Bailey, Nov. 19, 1750. Jos. Crutchley was in due form arraigned for stealing 81 guineas, 4 half guineas, and 5 s. in money numbered, the money of William Turton, Esq; to which he pleaded Guilty; that he the said Jennings did receive and have 20 guineas knowing them to have been stolen.

Mr. Fran. Salt produced the copy of the conviction of Crutchley. See N^o. 14. in Francis Cokayne's Esq; mayoralty, who said it was a true copy, having examined it twice, which gives an account of his being branded pursuant to his sentence.

William Turton. On Monday the 19th of Nov. about 6 in the afternoon I went to my beuroe to take some money out, and found the slider over a

private drawer in the well turned bottom upwards, and I missed 81 guineas, 4 half guineas, and 5 s. in silver, which I had seen and told over the Saturday before. My wife and I had each of us a key to that beuroe. Jos. Crutchley is my wife's brother, he knew of this money, and the prisoner came into my house on the Friday before, and sat close by the beuroe, at which time I had occasion to take some money out of it. The reason I had to suspect the prisoner as well as my brother was, the day before I was robbed I had appointed Crutchley and the prisoner to go along with me to Chelsea. Jennings came early without Crutchley, and would fain have had me gone without him: I said to eat my breakfast, Crutchley came but refused to go with us. At Chelsea Jennings told me he was extremely obliged to me for the favour I had shewed him, he being just released out of goal, he wanted to go into Somersetshire to an uncle, and that he wanted 40s. to carry him down, saying he had no money. When we returned I heard him say to Crutchley, *have you done it? — have you, by G—d?* they both went away together. I took up the prisoner about 9 o'clock on the 12th of Nov. and Crutchley the next morning about 7. The prisoner desired to speak privately to me in the corner of the room; there he told me he was a man of 700 a year, and said it would be a stain upon his character to be taken up on suspicion, and said the maid had the money. When we came to Justice Lediard he was asked how much money he had taken out with him, he said 16 guineas; that he had changed one

one guinea, and lent Crutchley another, and that he had received 8 guineas of one Whittmarsh, book-keeper to the Taunton dean stage, at the Bell in Friday street, on the 11th of Nov. and that he had received 8 guineas of Mr. Moon on the 9th of Aug. which made the 17. I did all I could to inquire into Jennings's character, and I found it to be the most notorious of any man's I ever heard in my life. I found he had passed by the name of Tompion, pretending to have an estate of 4 thousand a year. I likewise found this Mr. Whittmarsh not to be book-keeper but the master of the stage, a man of substance, and that the waggon sets up at the Saracen's head in Friday street, and that he had not been in town for a month. I examined the book with the book-keeper (whose name is Brownridge) and could find nothing of this 8 guineas he talked of.

Peter Catman. I was constable in Nov. I took the prisoner before Justice Lediard, he was searched; I believe there were 16 or 17 guineas, 4 half guineas and some silver found upon him, this in my hand is part of it (holding two guineas sealed up by the Justice of the peace.)

Prosecutor. I verily believe them to be part of the money which Chrutchley stole from me. I declared before the justice there were 4 or 5 guineas that I could give a description of: there was one a Queen Ann's guinea with two dents in the rim over the letters A and T in the word gratia, the other a King James's guinea bent and battered at the bottom in a particular manner. These two being so marked, he looks at them. These two guineas I verily believe to be mine.

Jos. Chrutchley. I have been acquainted with the prisoner about 20 months; we were both prisoners together in the King's-bench; there we consulted to rob my brother; he had been discharged about seven or eight days before this. On the 10th of Nov. the prisoner went out with my brother, the prosecutor: then I took the money mentioned: I met them at the door, and asked the prisoner to go with me; he did. We went towards the horse-ferry, I told him I had got the money. He asked me if I had got the notes, for I had told him my brother had both money and notes there. I said I could not find them. We crossed the water to the borough, then to Camberwell; there I told the money. The prisoner wanted to have it all in his custody; I would not let him: then he wanted to have it put into the hands of an acquaintance of his, which I would not agree to. Then he wanted to have twenty

pound, because he said he had told Mr. Turton he had twenty pounds about him, so I gave him twenty guineas and a crown. We lay together, and as Mr. Turton had said he was to go to Chelsea about some business of his own, we agreed he should go with him and I stay at home to break the bureau open and take the money out. So when my brother asked me to go, I told him I had business in the city and could not go with him.

Q. from the prisoner. What was the reason that evidence had for giving me a certificate, testifying that what he had accused me with was groundless. Here it is my Lord. Read to this purport.

Dec. 7, 1750.

That whereas I did rashly charge Jennings with receiving some money of me, knowing it to be stolen, and whereas I know him to be entirely innocent, I take this opportunity of asking his pardon, for my accusation was false and groundless,

Witness my hand Jos. Chrutchley.

Witness William Baldwin.

Chrutchley. My name at the bottom is my hand writing; this was after I was discharged from Newgate. He told me he wanted to be bailed out, and that he could not be bailed out without such a certificate from under my hand, that he was innocent, was the reason I signed. I received a letter by the prisoner's sister signed by one Kelly; the prisoner desired I would go and make affidavit that he was innocent. I went to the prisoner and told him that I had received his affidavit he sent, but would not swear to it, because I could not with safety.

Prisoner. The money I had I borrowed of my sister, and she is married since to this Chrutchley, and he prevents her coming to give her evidence for me.

Chrutchley. I am not married to his sister.

Prisoner. I received a letter from him wherein he says he was married to her at the Fleet.

Q. Where is that letter?

Prisoner. It is not here.

Q. to Chrutchley. Do you know where his sister is?

Chrutchley. She is with her father now, my lord. I have had a letter from her.

Q. What is her father?

Chrutchley. I believe he is a farmer, and lives at Milverton or Wivelscombe in Somersetshire. I direct my letters to the post-office at the last mentioned place for her. She went from London on the 17th of June in a landau that was going to Bath.

Bath. I went with her almost as far as Turnham green.

Prisoner. My sister and he took in a taylor for about seven or eight pound. He went by the name of John Douglas: it was for cloaths for him and her. I saw the bill, it was for things for him and his wife.

John Long. I know the prisoner. I was drinking in the Mitre tavern in the Strand, on a Saturday morning about nine months ago, when a person came to me and said, he had got a friend in trouble; and if you'll speak two or three words for him, you shall have half a guinea. I went to Newgate to the prisoner; he told me he was to have his trial at the Old Bailey; he read a paper and gave it to me; he had also a note for 24*l.* which I understood was made to me, and if I would swear I had lent him that Money, he should be clear. *The paper contained a string of answers to questions, which were supposed would be asked him on his trial, to this purport.*

Q Do you know Jennings?

Long. I have known him six years.—Within three years I have been intimately acquainted with him.—I have been in *Somersetshire* with him to his friends.—His father is worth upwards of 300*l.* per year, in estate.—When the prisoner was coming out of the *King's Bench*, he made his case known to me, and told me, he was going to take up some money upon an estate, and desired me to lend him 24*l.* I took his note for three months after date.—It was 22 guineas and 18*s.* he had of me.—It was on the Common Side in the *King's Bench*.

Evidence continues. The prisoner told me he had been concerned with one *Turton's* brother-in-law, who had stole upwards of 80*l.* and he had received 20 of it.

Q Did you lend him any money?

Long. No, my Lord, I did not. I delivered this paper which he gave me for my instruction to swear for him to Mr. *Turton*.

Mr. Turton. This is the paper he gave me; I have four witnesses in Court to swear it is Jennings's hand-writing. I have seen him write, and am certain it is his hand-writing.

Prisoner. This *John Long* was proposed to me by a friend of mine to be my bail. I found him to be a common affidavit man. He is now a prisoner in Clerkenwell Bridewell for a felony, and here is a copy of his commitment. *Produced, wherein it appeared to be fact.*

Mr. Salt. He is removed here by a Habeas Corpus, and is to be carried back again.

John Moon deposed the prisoner was in the *King's Bench* on his Suit; that he now owes him 85*l.* that on the 27th of October he let the prisoner have 41*s.* and after that 6*s.* 6*d.* for his being discharged out of prison; but never advanced him nine guineas as the prisoner had said, &c.

Prisoner. This *Crutchley* has a very bad character; he has been convicted and branded, &c.

Court. If he had not been convicted and branded, he could not have given his evidence in this Affair. Acquitted.

39. *Robert Porock*, was indicted for stealing 12 Silver Spoons, value 5*s.* the goods of Anne Franks Day, Spinster, in the Dwelling-house of Henry Andrews, at Richmond, June 15.

Hen. Andrews. I am a Gardener, and live at Richmond. I let a house there to Richard Edgecomb, Esq; He came to it some time in the month of May. He went to London with his family the 13th of June last; they left the key for the house to be cleaned, and when they returned the 17th, and went to make use of the plate, there were 12 Spoons missing. I was ordered to advertise them, by which means we found six of them. The other evidences will give a farther account.

Q Is it your Dwelling-house they were taken from?

Andrews. It is, my Lord.

Sufanna Lee. I am the Servant; I locked up the plate when we went to London, eleven Silver handle knives and so many forks, and twelve large table spoons.

Q Who do they belong to?

S. Lee. To Anne Franks Day, Spinster.

William Young. I am a Goldsmith, and live near St. Andrew's Church, Holbourn. I think it was the 17th of June the prisoner came to my shop with two spoons; he said he had three, but he suspected his servant stealing one, saying, he was a Gardener, and that if his man should bring it to sell, to stop it, &c. describing him, so he would sell the other two. I asked him where he lived? he said, at *Highbury*; I asked him his name; he said his name was *Arthur Downes*, and his wife *Frances*. The spoons were marked A. D. F. I gave him one pound four shillings for them. After this, seeing the advertisement, I apply'd as directed there; after that the prisoner was taken, and had before Sir William Richardson, and owned to the fact he had sold one to William York, apprentice to Jacob Farmer, a Goldsmith, on the 17th of June, for 10*s.* 4*d.* halfpenny; and to Mrs. Granville on the 15th of June three for 35*s.* 9*d.* pretending there

there he kept the *White Hart* at Brumpton. They were all six produced in Court, and deposed to by *Susanna Lee*, as the property of *Anne Franks Day*.

The prisoner in his defence said he bought them of a woman, as he was crying Strawberries upon Richmond Green.

Guilty of stealing, but not in the Dwelling-house.

40. *Elizabeth*, wife of *Henry Sturt*, was indicted for the murder of her female child, April 30. She also stood charged on the Coroner's inquisition for the said murder.

Mary Punter. I am a midwife : On the 30th of April I was sent for to the prisoner ; I found she had had a child ; she said she had not ; I told her she had ; she answered, pray don't say so, for I have not ; says I, you have, where have you put it ? I looked in the bed, and about, and presently found it was in a hole put under the eaves of the house. Then I took it out of the things it was pinned up in ; it was a female infant, with its throat cut very much. I asked the prisoner how she could be such a wicked beast as to cut the child's throat ? she said she did not, for it was toar in coming into the world. I then asked her what was become of the after-birth ? she answered, she had pinned it up with the child, which appeared to be truth.

Cross examined.

Q. Is it not common with women in that extremity to be out of their senses ?

Punter. Sometimes they have fainted away ; I never had any out of their senses at the time ; it may be some time, if they catch cold, or the like, but she was sensible when I talked with her.

Eliz. Otten. I live at the *White Lion* at Guilford, and was fellow-servant with the prisoner, and lay with her that night ; she is married, and her husband's name is *Henry Sturt*. I used to think she was with child, but she would never own it. I got up that morning about four o'clock, to go to washing, when she told me she was not very well, so I brought her up some mint water, and then she told me she was better.

Mary Appark. I went to wash at this *White Lion* the 30th of April ; I called, as usual ; the chamber maid got up at four o'clock : She said, *Betty* the cook maid had been very ill all night. About seven o'clock I went up to see how she was, and found her door locked : I knocked twice and called, then came down again, and told them in the kitchen I could not get in. Then the chamber maid and her husband went up, and she let them

in, she saw something in the room she did not like, so came and asked us to go up ; we went up and thought she had had a child. Then *Mrs. Punter* was sent for ; and when she came the prisoner denied having a child. We went through a closet, and found the child under the eaves of the house, covered with some hay, the hay mow joined to the room next to her's. The child was delivered to *Mrs. Punter*, who said the beast had cut the child's throat from ear to ear. I saw it was so.

Cross examined.

Q. Don't you take the prisoner to be very weak in her understanding ?

M. Appark. I don't take her to be so ; she is as well that way as I am.

Mary Bricknal. I saw *Mrs. Punter* take the child from the last witness, tied up in a coloured apron and blue bag, I cannot tell what condition the child was in, for I went directly to my work.

Mary Mealer. I lent the prisoner a knife the Monday morning before the child was found ; on the Tuesday she said she wanted it to pick some pigeons with, and it was found afterwards in her pocket, all over blood.

John Coleman. I was the officer ; I had the prisoner in charge ; I got two women to take care of her ; the coroner gave this knife to me to take care of it ; it was taken out of the prisoner's pocket which was in her box.

James Shrubb. I went with the coroner to assist him ; I was present in the room when the knife was found by one of the servants in the prisoner's pocket, in a box which the rest of the servants said was the prisoner's.

Prisoner's Defence.

I was not in my senses ; I did not know any thing about it.

James Lee. The prisoner was my servant about two years ; she was a faithful honest servant ; I never saw any thing amiss of her.

John Pawley. I have known her 4 or 5 years ; she was a very faithful servant ; she lived 3 years in one place, before she came to Mr. Lee's, and had a very good character.

Rebecca Mattocks. I nursed the prisoner in her illness, she had no sense in her for four or five days ; I was forced to guide what she took in that time (which was but about half a biscuit) to her mouth. Acquitted.

41. *John Peake* was indicted for robbing *Richard Allen* on the king's high-way of a nettle watch

watch value 40s, one silver seal, one iron key, one moidore, two guineas and three shillings in money numbered, June 3.

Richard Allen. On Monday the third of June last, about eleven at night, I was going on foot between Newington and Wallworth; a man presented a pistol to my head demanding my watch and money; I gave him my watch and part of my money; he then put his hand into my pocket, and took out the remainder, and with it a key and a land-tax receipt; which I had allowed a tenant of mine, that afternoon in Lambeth marsh.

Q. What money did you lose?

Allen. Two guineas, a moidore and some silver; the silver seal was fastened to my watch with a silk string; it has a coat of arms engraved on it; and on the twenty fourth of June John Hall and Downs Twyford came to my house in three crown court and produced the seal. *Produced in court and also an impression which the engraver brought in a box when he brought home the seal; compared, and depose* to. I asked them if they had found a key which belonged to my desk; I was told they had seen three or four; I went with him to the prisoner's lodging, and in searching Downs Twyford found the key of my desk, and Richard Burton the land-tax receipt; I am not positive to the prisoner, neither by his person or stature, but I think, and so I said before the justice, his voice is like the person's who robbed me; I was not certain as to his dress, I advertised him with a blue-grey frock with a velvet cape; to the best of my memory he had a velvet cape.

John Hall. On the twenty third of June I, Downs Twyford and one Burton went to the prisoner's lodgings in Zoar street in the park Southwark with a search warrant from justice Clark; the prisoner was at dinner; we told him we had a warrant against him on suspicion of a robbery; I asked him what was become of his pistols; he said he never used any; we searched, and in a trunk found two pistols loaded with ball and primed. *Produced in court.* In searching him we saw a black string and silver seal to it hang out; I pulled it, I believe it was either pinned or sowed to his breeches; there was no watch; which seal we carried to Mr. Allen and he swore to it as his property; on Monday the twenty fourth of June, we went to his lodgings again, and found the tax-bill and key in a little drawer in his trunk, next drawer to where we found the pistols.

Q. What led you to the prisoner's lodging at first?

Hall. A woman came to me on Saturday night and said there was a man they took to be a highwayman; he comes home at nights and fires pistols and affrights us, and he and his landlady swear and make a great uproar; so I told this to justice Clark, and he granted a search warrant.

Downs Twyford and Burton confirmed the testimony of this last evidence.

Ralph Mitchel went to search the prisoner's lodgings the second time and confirmed that part of his evidence.

Prisoner's Defence.

On the twenty fifth of April I caught one Robert Ray in bed with my wife; I had received great damage by him, he gave my wife and me the foul disease; his watch lay on the mantle piece, which I took; after that I arrested him for damage for the injury done me; then he fixed this upon me to have me taken up on suspicion of a robbery. There were four men came into the room, they asked my wife where the pistols were; she told them directly, I never saw them, or knew any thing of them. I suppose Ray brought them there, that if I should come in and catch him there with my wife, to take my life away; as to the seal this woman where I lodged was no better than she should be; I saw her child at play with it, and took it, and she said I might have it if I would; so I got a string and wore it; these men are thieftakers, they swear for what they call blood-money; they had not these things in my apartment, I lodge over head.

John Williams. I am an officer in the marshal's court; the prisoner gave me instructions to get a copy of a writ to serve on this Robert Ray; I took out the writ for criminal conversation with his wife; and after he was served with it, he came several times to a brother-in-law of mine, and said if the prisoner would forgive him, he would give him the watch of his, which he took off the mantle-piece.

Q. Did Ray tell you so?

Williams. He did. Guilty of felony not of the robbery.

42. *Margaret Leonard* was indicted for stealing two linen caps; two muslin handkerchiefs, three Ribands, one 5 guinea piece of gold, three guineas, three half guineas, two six shilling and nine penny pieces, and twenty nine shillings in money numbered the goods of Daniel Dutton, in the dwelling-house of the said Daniel, July 19.

Daniel Dutton. I live in the borough; the prisoner was servant to me about five months; on the nine-

nineteenth of July my wife and I went out of town and left her in the house, when we returned about nine in the evening she was gone; my wife went up stairs and missed some linen which she had pinned to the curtain when she went out; upon that I looked into the buro and found it open; I had occasion to take some money out just before I went out, and locked it afterwards with the money mentioned in the indictment in it; I searched, and found it was gone; I inquired the next morning and found the prisoner was gone for Richmond by water, I was told by the waterman who carried her: I went there; she had crossed over, and gone to Hounslow, and got up behind a coach going to Reading; I pursued and took her behind a man going cross the country for Oxford, about nine or ten miles beyond Reading: I asked her after my money and things; she gave me twenty nine shillings tied up in an old handkerchief, and the gold in another; she gave me also the linnen. *The gold produced in court.* I can swear to the five guinea piece, I have had it a great while: but she owned they were my goods and money, and cried and said the devil induced her to do it.

Jane Depear the maid servant deposed to the linen as part her own and part her mistress's, there being more stolen than was put in the indictment. Guilty Death.

43, 44. *Joseph White and Charles Morse* were indicted for stealing sixty pound weight of rice value eight shillings, the property of James Crockett and company, April 2.

The two prisoners were employed with others to deliver a ship from Carolina of rice; Joshua Hopkins who was admitted an evidence, deposed he was ordered by one of the prisoners to bring a bag and they would fill it with rice, which he did, and they filled it a little from one cask and a little from another, and they had got it in their boat when capt Hughes boarded them, who had before deposed, as he was crossing the water at Cherry-garden stairs, that he saw Morse hand the bag down to White in the boat, and that he boarded her as White and Morse were going off with it, and that he saw Hopkins after the rice was in the boat, creep back into the ship out of the lighter. Both guilty.

45. *Matthew Penn* was indicted for stealing twelve dozen of glass bottles value twenty six shillings, the goods of Gerhard Vanhorn in the warehouse of the said Gerhard, March 13.

Gerhard Vanhorn. I am the proprietor of the bottle warehouse at St. Mary Overy's, I have carried it on about 8 years; I have sustained losses of this sort to the amount of several hundreds of pounds; it has been the method of the porters whom I employ instead of putting up six dozen, they put up six dozen and a half or seven dozen in a basket and make money for themselves of what they put in over &c.

Philip Perry. I was one of the persons employed by Mr. Vanhorn to carry bottles; on the 13th of March I was going with a burden of bottles to St. Mary Overy's church-yard; I pitched my basket at an alehouse; there was the prisoner and one Ford drinking, the prisoner was then discharged my master's service; they were contriving that at six o'clock they would go into my master's counting-house and ask the men to drink, and at a proper opportunity to take the bunch of keys from thence, and keep them till twelve at night. We got the keys and went; Penn got over the pales, the gate opens within side; he could not open the padlock of the great gate, so with one of the large keys he wrenched out the staple, and let Ford and I in; Ford said he understood the warehouse door best, so he took the keys, and Penn and I went to look for two baskets to put the bottles in; Ford could not unlock it, so he wrenched the staple of that off; then he told out twelve dozen bottles, and carried them to the outside of the gate; the prisoner had an arning belonging to a caravan, he laid that over them till five o'clock; then I helped the baskets on their backs, and walked by them as they carried them over London-bridge to White horse yard Stanhope street near Clare-market, and sold them to one John Hoy for one shilling and six pence per dozen, we had eighteen shillings for them; the usual price is twenty eight shillings.

Prisoner. This evidence was tried last affize upon my information.

Joseph Medcalf. I have been a porter under Mr. Vanhorn; I know of considerable quantites that have been stolen out of his warehouse last winter.

John Burrows. I have worked for Mr. Vanhorn; I am a bottle maker; I have been in the warehouse and told the bottles in the baskets, and often found more than the number they should have; when I have told them of it, they would say it was a mistake, not with any design &c. Mr. Vanhorn has had great losses this way. Guilty 10d.

He was a second time indicted for stealing six dozen of glass bottles, val. 13. the goods of Gerard Vanhorn, Jan. 8.

Philip

Philip Perry. On the 8th of June Matthew Penn and I were sent with seventy two moulded bottles to Mr. Shalley's. We put sometimes a dozen, sometimes half a dozen over into the basket: in the whole we put six dozen above the seventy two. We lodged them on London-bridge at a gin shop, and afterwards took them to Gyles Mills's Bell yard, near Temple Bar, and sold them for nine shillings, he gave me 4s. 6d. of it.

Joseph Medcalf. I have been concerned with him in such affairs: and he frequently gave me my share of the money which he sold the bottles for. Guilty 4s. 10d.

46. *James Boulton* was indicted for stealing one tate or woman's peruke, val. 5s. the property of Esther Hyett, and one peruke the property of John Masters, in the shop of Thomas Hyett. Acq.

47. *Elizabeth Apted*, was indicted for stealing one linen gown, val. 10s. one cotton gown, two petticoats, one scarlet cloak, two linen shifts, one beaver hat, and other things, the goods of Thomas Kirkham, in the dwelling house of the said Thomas, in the parish of Beddington, May 9.

James Seir. I was constable in the parish of Nutfield; the prisoner came down there, William Webb followed her, and came to me and we took her up; Webb went to Mr. Kirkham, who came down next morning; we found on her a printed blue and white gown, a black beaver hat, a scarlet cloak, an apron, stockings and shoes, which she owned she had taken out of Kirkham's house.

William Webb. Mr. Kirkham sent me after the prisoner. *The rest as the former witness.*

Han. Kirkham. My husband's name is Thomas, the prisoner was my servant, she went away with these things May the 9th, in the morning, produced in court and deposed to. They are my wearing apparel, she took my petticoat from off my bed, which I missed at getting up. We sent after her, she was taken with the things upon her.

The prisoner had nothing to say. Guilty 4s. 10d.

48. *Mary*, wife of Daniel Birdworth, was indicted, for that she on the 27th of July, about three in the afternoon, the dwelling house of Henry Strickland did break and enter, no person being therein, and stealing out thence two gowns, one pair of Stays, one black quilted petticoat, four linen handkerchiefs, one lace cap, one silver spoon, the goods of the said Hen.

Ann Bennet. I keep a sale shop in Chich-lane,

the prisoner sold me a pair of stays, a fatten gown a linen gown, and two white aprons the 27th of July last.

Charles White. The constable produced the things mentioned by Ann Bennet, deposed to by Henry Strickland.

Henry Strickland. I am a gardner, the prisoner worked with me; she came by chance and asked for work, I knew nothing of her before. I and my wife locked up the house and went to market, and went home about 7 o'clock. We found the window broke and the kitchen door unbolted, four locks broke in the chest of drawers, and the things mentioned gone. My brother-in-law and I went in search of her, and found her at Islington.

Prisoner's defence.

The prosecutor's wife lent me the gown, a cap, apron and handkerchief; the other things I had of an old woman that works in his ground, she gave them to me. Guilty of felony only.

49. *Henry Brian*, was indicted for robbing William Bates in Battersea fields of a silver watch, val. 5l. one hat, val. 5s. and four pence in money, numbered, June 16.

William Bates. On Sunday the 16th of June last, I went to Battersea to see my son. In the evening betwixt 9 and 10 returning home to London I was met with by two fellows; the prisoner I believe was one, the evidence John Carr I can swear was the other. They came behind me, and said, well overtaken; I turned my head a little and saw two ill looking fellows. I went to mend my pace, one of them came and taped me on the shoulder, and said, *beark ye me*, or some such word; he got before me, and the other behind me; Carr had in his hand a hedge-stake, I had in mine a cane, and said, gentlemen, what do you mean, go along. Carr struck at me; blows were repeated. Whether my heels were struck up or I knocked down I know not (he shewed a scar he received on his forehead.) They both fell to rifling me; they took a silver watch out of my pocket, and my hat from my head and four-pence, and a boy's shirt and a wig, but that was found again. One said to the other, when rifling me, d—n him a dog if he makes a noise kill him, the other said, no, don't hurt the man, then they left me. I got a friend of mine to advertise my watch. Reading the paper on Saturday last, which said, whereas a gentleman was knocked down some time ago in some gardens near Lambeth, and robbed of a hat, &c. that the persons concerned in that robbery

were to be seen in Clerkenwell Bridewell. I went the next morning, and they were sent for; I ask'd Carr before the other, if he knew me; says he, you are the gentleman we knock'd down in Battersea fields: *the hat produced in court, and deposed to by a particular mark by the prosecutor.*

John Carr. The prisoner and I were going beyond Lambeth *resolute* to rob somebody. As we were gathering some lettuces, we saw the gentleman; he said, let us cross and go to him; we did, and Brian said to him, well overtaken; he turned about, and held his cane up, and bid us go away; I struck at him; Brian had a knife in his hand; he tripped him up, and laid upon him with his knife to his throat, and said to me, feel if he has got any money. I felt, and took his watch and four pennyworth of halfpence, and Brian took the hat and wig; the prosecutor came up and took the wig out of his hand again; and said, if you are a gentleman, don't take my hat and wig; Brian said, he had a good mind to kill him; no, said I, let us go away with what we have got. The morning after we sold the watch to a Jew, for six and twenty shillings, and Brian pawned the hat for two shillings, in his own name, near Covent Garden.

Q. from the prisoner. Where did I meet you that Sunday morning?

Carr. A little beyond Lambeth.

William Jones. The prisoner wanted to be admitted evidence before justice Fielding, saying, he could discover more than Carr could, and ask'd if Carr had mentioned this robbery in Battersea fields.

Thomas Ind. Carr was taken first upon a suspicion of a robbery, and desired to be admitted an evidence; Mr. Fielding granted him that. I remember Brian about a year ago was an evidence against him.

After Brian was taken for breaking a house at Hammersmith, and stealing a quantity of candles, the gentleman came, and was bound over to prosecute him upon Carr's information. When Carr had told of this robbery in Battersea fields, and the hat was found, the prosecutor was with us before Justice Chamberlain, who owned the hat by a blue thread in it, that he said was near the button, which was so. There were words between Brian and Carr; and Brian said, you dog, if it had not been for me, you would have killed the man. No, said Carr, that was you; Brian told the Justice, that was the hat they robbed a man of in Battersea fields.

Samuel Philips. I was with them before Justice

Chamberlain; the prisoner said, he had pawned the hat by Covent Garden. Carr went along with me; it was pawned in Brian's name, for 2s. The pawnbroker delivered it to us; I brought it to Brian, and ask'd him if that was it, he said it was.

Prisoner. How can you look me in the face, and say so?

Philips. We went back again to know the day of the month, and the pawnbroker looked over his book and found it the 17th of June.

Prisoner's defence.

That very Sunday morning I had a hundred and a half of mackarel on my head, going to market. Carr was going by, destitute of a farthing: I had sold good part of my mackarel; he had been in the New Gaol three months; I said John Carr, will you drink any beer; says he, I thank you, I don't care if I do. I said here is 3d. go and get a pot of beer; he did, and I drank to him: Then I told him I had got money enough to make holiday to-day, I'd sell all the rest by the lump; he brought the basket, and I the cloth and cover: came towards Lambeth, and put them into a chandler's shop; we then went rambling about into a common, where were lettuces and young onions; then I laid my handkerchief on the ground, and got some sallad; he said there is a man or a woman in white passing by; he pushed up towards them. I told him I could have a woman for 3d. at any time, and I would not leave my sallad for a woman. I then filled my handkerchief chuck full; he got a-head of me; he had a piece of wood in his hand, which was cut to carry shrimps with; he came up to the man; I believe it is this man by his swearing. Carr said to me, you son of a bitch, why don't you push up? he had the gentleman down; I put my hand to him, and said, what are you going to do? said he, I cannot get his *Lodge* out of his pocket, I'll cut his throat; said I, if you do, I'll knock your brains out. He bid me throw away my sallad, but I told him I would not; he then said it was a watch; said I, suppose it is, it's his own. Then I told him, if he offered to hurt a hair on his head, I would knock his brains out. I kept my sallad fast; there he is before my face, he never shewed me the watch, nor I never saw it.

Carr. This is not true.

Prisoner. I don't mind my life any more than the fly that flies about my face. These thief-catchers bail out thieves, and take in such wretches as I; then they go upon such a lay, as soon as they

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can

can get us to go along with them ; they do the fact themselves, and our lives are taken away for the reward. I have never a soul on this side the world I can call to speak in my behalf. God fend me to the Old Bailey again, where Christians are tried, for there is no more justice here than there is in a common field. Now I see I *will* be hang'd. Guilty Death.

50. Michael Bowson, was indicted, for that he, together with Peter Losby, did steal eight hundred weight of brimstone, value 4 l. the property of James Lee and Abraham Miller, from on board a vessel on the river Thames, August 9.

Robert Redman. My ship is the Jane and Eleanor, lying at Smith and Speck's Wharf near Horsly-down, on the Surry side : I delivered a cargoe of brimstone which I brought from the island of Sicily, consigned to James Lee and Abraham Miller, merchants, in London. On Friday the 9th Instant, there was a rumour upon the key, that some people had seen a boat go from our vessel side ; towards the evening the wharfinger told me he did think there was such a boat ; about nine at night he told me the affair was discovered. We took up the prisoner and Losby. We found 800 lb. wt. of brimstone at Alexander Galinder's house ; it had a mark on it, agreeable to the bill of lading.

John Story. I am a waterman, and live at Horsly-down. Peter Losby promised me a sculler's fare at our stairs, to carry some lumps of brimstone to Union stairs : I showed my boat up to Mr. Smith's wharf, along side the ship : I took in three whole lumps and some pieces, which he said were the contents of two more lumps of brimstone, to Losby's house, from on board this ship ; then I came back and went for my money. Losby said, shove your boat up, there is more brimstone, so I went again with more the second time : the prisoner went in the boat with me ; he was a tide waiter, and went to see the goods safe. Going by Horsly-down New stairs, we saw a four-oar Custom-house boat coming ; I said I was afraid I had lost my boat ; he told me I had no occasion to be afraid, I am a Custom-house officer, I'll say I have seized it already. We went with it to Union stairs, and delivered it where we did the other ; going along, he asked me what it was worth a pound, saying he'd sell it ; I said, no, you shall not ; he offered to sell it at a carpenter's yard, about four doors from Union stairs, but I would not let him ; I carried him back to Horsly-down ; he did not hand any thing in or out of the boat.

Losby handed it in, and a porter at Union stairs carried it out. Losby's wife gave him 2 d.

Prisoner. Ask him who paid the porter ?

Story. She had no money, and I paid it ; she was to pay me again.

Redman. All the people that was at work knew the goods were to be delivered at Mr. Smith's wharf, and no where else.

Alexander Gilinder deposed the brimstone was brought to his house, and he stopped it, suspecting it to be stolen.

Prisoner's Defence.

I did go the second time in the boat, and offer'd it to sale ; that's all I can say ; Losby desired me so to do. There were five more concerned. Guilty 39 s.

51. Sarah, wife of David Bowers, was indicted for stealing sixty pounds weight of beef, value 10 s. and 60 pounds weight of suet, the goods of George Drake, July 10.

The prosecutor is a butcher, and had his flanks of beef and kidney suet cut from their carcasses in the slaughter house by night. The prisoner offered some suet to sale to Thomas Prittant, who by her price suspected her, and knowing the prosecutor had been robbed of such, he let him know of it ; her house was searched, and a large quantity of flanks of beef in salt, and much kidney fat were found, and she confessed she stole it. Guilty 4 s. 10 d.

52, 53. Edward Young and John Brown, were indicted, for that they, on the 7th of July, about the hour of twelve at night, the Dwelling-house of Allen Edwards, did break and enter, 3 lb. weight of tea, 2 lb. weight of sugar, 1 lb. weight of sugar candy, and 8 s. in money, numbered, did steal, take, &c.

Thomas Percival, who called himself an accomplice, gave the court and jury no room to doubt but that he had a hand in the fact : but the prisoners had each a good character given them ; his account against them gained no credit with the jury, they were acquitted.

54. Matthias Keys, was indicted for robbing David Turner, clerk, on the king's highway, of a silver watch, a cornelian seal set in metal, and a guinea.

David Turner. I set out from the Cross-keys in Gracechurch-street, for Canterbury, in the stage coach, on Thursday the 28th of March, at four o'clock in the morning ; at Peckham Gap it suddenly

denly stopped; the wooden window being up, I heard a violent knocking at it, and letting it down, a single highwayman presented a pistol, which was longer than common, upon which I put a guinea into his hand, and the passengers gave him some more; he not being satisfied, called aloud for our watches, then I put my watch into his hand; it was a silver one, and had an enamelled dial plate, the maker's name, *J. Richson, London*, Numb. 400. *a steel chain, a pinchbeck seal with a cornelian stone, in which was engraved an old man's head.* I had a very imperfect view of the man, so cannot take upon me to swear the prisoner is the person; I had a glimpse of the horse, which seemed to be a bay one.

Q. from the prisoner. Did you subpoena two of the witnesses that are to come against me?

Turner. I gave a general charge to the Lawyer to subpoena the proper witnesses.

Henry Potter. I drove the Canterbury coach the 28th of March; I set out at four o'clock from the Spread Eagle in Gracechurch street. *This little mistake was in the two inns being over right against one another, and which was of no consequence.* I saw the prisoner come up on the off side (for I am sure it was him) before he came up to us, with a pistol in his hand, towards me; I stopp'd, and he knock'd at the window, saying, *Hollo! are you all asleep,* twice over; the window was let down: he made me turn my face another way, so that I know not what he did; he was upon a bay horse, I have seen the horse again this day in the town. He said the Prince of Wales is dead, and he wanted to go into mourning, he went away towards Camberwell, Mr. Turner told me when we came to Dartford, he had been robbed.

Q. to Mr. Turner. Is this the coachman that drove you that day?

Turner. It is my Lord. I live 2 miles beyond Canterbury, this coachman has drove me often.

Potter. The Prisoner had on a brown great coat buttoned up a little round the lower part of his chin; I knew him before, I have seen him since he lost one eye at Hounslow, and also when under confinement at Chelmsford; he had both his eyes then. I always said I would not appear against him if I could help it.

Edward Clarage. I let a bay gelding to the prisoner the 26th of March last to go to Hatfield; he was to set out the 17th, and was to have come home the Thursday night following but did not. I had information the horse was at the Vine at Vauxhall; the prisoner had had that horse several times, he used to set out always at 4 or 5 in the morning.

Jeremiah Clarage. A Porter came to my house, I asked him if he knew the prisoner; he said he did not; I found out the prisoner's lodgings; this landlady directed me to him at King's coffee house near Golden square; she also told me his name, which I did not know before. I went to the coffee house and said your servant Mr Keys; your servant Mr. Clarage, said he; said I, I am surprized you should keep my horse; so telling him he was stopp'd (as the porter had told me) and added if you are an honest man you'll go with me, for they will not deliver him unless you come: he walked up to the end of Golden square, and said if I would go home to his lodgings he would come to me; I said I'd not go without him; he turned along the north side the square going from his home; I said I would not part with him till he went and delivered me my horse; he turned down Silver street, and not a word passed between us; he went home and up stairs, he took the key out of his pocket and opened his door and turned short in the room, and unlocked a trunk, took out a pistol and said *d—n your blood keep off:* I was not within the room, having hold of the handle of the lock. I pull'd the door too with some violence, pulled out the handle of the lock, and he was locked into the room: the porter with me, clapped his hand on the banisters, and jumped from the top to the bottom. I went and told the woman below how he served me; the porter called out, *master master, he has jumped out at the window, by G—d, here he lies sprawling in the yard!* I ran into the street, the prisoner came out at the gate-way and ran with a pistol in each hand; the porter ran away as fast as he could to the end of the street, the prisoner after him; the one turned one way, the other another; the porter seeing his back turned, pursued him with the cry *stop thief, a highwayman, &c.* in 3 or 400 yards the prisoner was taken, and justice Fielding committed him; his landlady that morning gave me a note of 3l. against him to get it for her, which I mentioned going up stairs.

Thomas Adkerfon. I live ostler at the White Lion Lambeth; he came there on the twenty seventh of March on horseback; he stood by me while I fed and dressed his horse, a bay horse which was blind on the off eye, and cocked up his tail; he lay there that night and ordered me to call him exactly at three o'clock, at which time I did; he was then sitting on his bedside putting his stockings on; he came down and drank a quartern of rum; he had then a great coat on; it was the same horse Mr. Clarage rode into my master's yard on the 29th of March.

Clarage.

Clarage. The porter told me the prisoner ordered him to call there for something he had left, so I called to know if he had been there after I had been at Vauxhall; the maid told me after I had described the prisoner she had put him to bed; the ostler said he knew the horse, saying he was here the night before last, and that the prisoner set out about 3 in the morning.

Joseph Jordan. I lived at the Vine at Vauxhall in March last; the prisoner came and rang at the bell about 5 o'clock on the 28th of March, and put his horse up in a very terrible condition, so dirty not to be discerned what colour, he was blind on the off eye. He bid me take care of him, he turned about and said, what time will the sheriff set out for Kingston assizes? I said I did not know; he bid me to take care of his horse, and said he'd give me a shilling: I saw under his riding coat a brown duffil old coat, a pistol on each side, he had a brown frock and a green Saxon waistcoat, a pair of new leather breeches, he wanted a pair of oars to cross the water; I having a strong suspicion of him, went to bid the sculler not carry him, but he was then on the water. There was a messenger came about 7 in the evening, he said his name was Macdonald, he brought a note to me signed *Jones*, for me to deliver the horse, &c. I sent the horse away with the wrong bridle, thinking by that means if it was left by an honest man I might hear farther of it; the porter returned and said he had got the wrong bridle; said I, how do you know that? said he, I have met the man at the bridge foot and he told me so; I got him to dismount; now, said I, you shall not have the horse till the gentleman comes himself; so the horse staid there all night, and in the morning Mr. Clarage came for him. I saw the prisoner after this in Clerkenwell bridewell, and told him I was certain he was the man.

George Macdonald. The prisoner sent me the 28th of March about 6 in the evening with 2 notes one to fetch the horse from Vauxhall, the other to direct me to deliver him to Mr. Clarage; I spoke to the last evidence, and had the horse away as far as Whitehall; the prisoner met me there, and told me I had a wrong bridle, and bid me ride back again and change it, which I did; the young man bid me get down, and told me he should stop me and the horse too; I was there till 10 at night and did not know where to find the prisoner, I having a note to deliver the horse to Mr. Clarage; so I went to him and shewed him the note, and told him the horse was stopped, he and I went to his lodgings. *The rest as Clarage deposed.*

Ralph Rutter. I am a constable, I was at the taking the prisoner the 29th of March; I saw him with a pistol in each hand running down the street; soon after some body called out *stop thief*; we pursued him about 200 yards, he said keep off, at last one with a broomstick struck him on the head, others flung brickbats at him, and he was taken and secured; the 2 pistols were taken from him, one was loaded with 2 balls, the other with one; one of them was primed. *Produced in court.*

George Powel. I live in Silver street by Golden square, next door but one to where the prisoner lodged; at the desire of the neighbours I went up with others to his room; in a trunk I found a small silver watch with a steel chain, and a seal; I gave it to Mr. Orton.

Mr. Orton. I was at this search; the watch was delivered to me; it had, as the prosecutor described, an enamelled dial plate, a Pinchbeck seal with a cornelian stone, and an old man's head engraved upon it; J. Richson N. 400. There came a woman to Mrs. Powel his landlady for it, she said she was the prisoner's wife; Mrs. Powel said she would have the watch till they came and paid the rent and money borrowed, which was done; and so I delivered the watch upon that; but before that, I took the name and number; I also took off the seal upon wax; which was produced in court and the prosecutor deposed it was as near as possible, if not the impression of his seal.

The prisoner called Ann Wilcox, Richard Warrington, Sarah Spence, Elizabeth Davis and John Rayner to prove that he was at the White Bear Pickadilly the time the robbery was committed; but they did not agree in their evidence, so which the court gave no credit. Guilty Death.

55. William Morgan was indicted for stealing 9 label glass-bottles, the goods of Thomas Dawson, June 28. Guilty.

56. Elizabeth White, spinster, was indicted for stealing one silver tankard value 10l. the property of Cornelius Ekendock, in the dwelling-house of the said Cornelius, June 11.

Cornelius Ekendock. I keep a publick house St. John's street, St John's parish; the prisoner was my servant, I missed her and a silver tankard with a 5 shilling piece on the top of it; I advertised it and on the 14th of June I heard of it again. *Produced in court and deposed to, with his name engraved upon the handle.*

Margaret Granvills. The prisoner brought the tankard

tankard to my shop the 12th of June. I had known her a good while, she told me her master was greatly distressed for money, saying he had nine or ten men to pay every Saturday, and he had thirty horses standing in the stable, and none let out, so she was sent to sell it, for which I gave her 8l. 2s. It weighed thirty ounces, thirteen pennyweight and a half.

Prisoner's defence.

That witness would have had me said that my master gave me the tankard to lie with me, but I would not.

Margaret. Granvill. It is false, a friend of hers came and told me the prisoner was with child by her master, and he gave it her for that favour. Guilty of stealing, but not in the dwelling house.

57. *John Randall* was indicted for stealing one silk handkerchief, val. 3s. 6s. privately from the person of *James Milton*.

The prosecutor was coming over London-bridge, he had two handkerchiefs in his pocket, he caught the prisoner with his right hand in his pocket, and in his left was his silk handkerchief, which he flung to another boy who ran away with it; the prisoner was secured. Guilty 10d.

58. *Benjamin Kiteley* was indicted for stealing one diamond ring, one mourning ring, one table spoon, three tea spoons, one duffil banjan and other things the goods of *Benjamin Bailly*, in the dwelling house of the said *Benjamin*. May 25.

The prisoner had confessed the taking the things mentioned, and the goods were found by his direction: but the prosecutor saying he had liberty to live in the house, but paid no rent, nor was at any agreement, the prisoner was found guilty of stealing, but not in the dwelling house.

59. 60. *William Tring* and *John Tue* were indicted for stealing four mens hats, val. 20s. the goods of *Thomas Wheelhouse*, June 10. The two prisoners were journeymen with the prosecutor.

George Taylor his apprentice deposed he stole the hats and delivered them to *Tring*, by the advice of *Tue*. The indictment being for stealing, and *Tring's* offence being that of receiving, knowing to be stolen, they were both acquitted.

61. *James Turpin* was indicted for stealing 28 hundred weight of logwood, the goods of persons unknown.

Thomas Leythorne the evidence deposed, he worked journey-work with the prisoner, that two years

ago last Jan. he went by his master's order to bring this logwood on shore to his own wharf, which he did from on board a ship called the *Dover*. That he had them with the consent of *Charles Macarty* the mate. He said he heard he paid 16l. 8s. for it, but he did not see it paid. It appeared *Macarty* is dead.

The prisoner called one *Boile* who was on board, who deposed it was *Macarty's* own logwood, who had a right to sell it. Acq.

62. *John Duncombe* was indicted for stealing three pound weight of brass, val. 2s. two pewter plates, the goods of *Thomas Deal*.

[This appeared to be a malicious prosecution against the prisoner, fearing he would come as an evidence against the prosecutor, who was his master, for stealing and concealing a piece of new leaden pipe; the prisoner was acquitted, and the court granted him a copy of his indictment]

63, 64. *Matthew Penn* and *John Philips* were indicted for stealing 18 dozen of glass bottles, val. 36s. the goods of *Gerard Vanhorn*, out of the warehouse of the said *Gerard*. Both acquitted.

65. *Daniel Simpson* was indicted for stealing a grey gelding, val. 40s. the property of *Richard Bennet*, March 21.

Richard Bennet. I lost this gelding from off Wall-worth Common the 21st of March. He being taken up in Smithfield, confessed it, and I had him again by the prisoner's direction.

Robert Stanmore. I bought this gelding of the prisoner for 15s. at Kensington Gravel-pits; the prosecutor deposed to him, and I delivered the horse to him. Guilty 6s. 8d. Death.

66, 67. *James Welch* and *Thomas Jones* were indicted for the murder of *Sarah Green*, July 23, 1748.

James Bush. I have been intimate with the two prisoners; before I discovered the thing *Welch* came one Sunday morning about a year ago and asked me to take a walk with him to Kennington Common to buy three chickens; it was a little time after Roney was hanged in the summer time. I went with him to Mr. Stanley's, at the Green Man, on Kennington Common, he gave 3s. for them. Talking about Roney's dying wrongfully, he called me aside into the yard, and swore a great oath, and said, a great many men die wrongfully; he swore another great oath, and said, Coleman died wrongfully, for Nichols, Jones and I were the

the persons concerned in that murder, for which he was hanged, saying, we had been at Sor's hole drinking, and coming along Kennington lane I met with a woman, and walked with her till we came into the parson's walk, Newington church yard; there Nichols was concerned with her; Thomas Jones was concerned with her afterwards; then I went to lie with her and she was all over nothing but blood, the tail of my shirt was all bloody, and I was obliged to wash it, fearing my mother should know any thing of the matter. (He shewed me the two trees betwixt which they lay with the woman.) What makes me think this was the woman which Coleman suffered for is, she said after this there were two brewer's servants along with Coleman, because I believe she took me for Coleman.

Q. Did he tell the hour this happened?

Busb. He did not, my lord; he said, Jones and Nichols had two white aprons on like brewer's servants.

Q. from Welch. Ask him, my lord, how many there were in company when I asked him to go out at the Green Man.

Busb. There were three or four persons at the door. We were drinking in the porch with him and another man, one Wilkerfon. I cannot say there was any body in the house; Stanley was standing under the porch, that is the master of the house. Wilkerfon was very much fuddled.

Q. Were any of them near enough to hear this discourse?

Busb. Stanley was near enough to hear the talk about Roney, but he was not nigh enough when he told me about Coleman; we were out of the porch then.

Welch. I never was out of the porch with him in my life.

Thomas Busb. The last witness is my son. I know the prisoners. My son used to keep company with them, and was intimate with them, I never was. I came from Gravesend, and landed at Billingsgate, I don't justly know the time. Coming over London-bridge I met my son, he asked me to drink, I said I did not chuse it, but if he would drink I would treat him with a pint: he said, father, I have not been well, and I am afraid I shall die. I have something to disclose to you, saying, Coleman was hanged wrongfully. I was very uneasy, and wanted to know who it was that committed the murder; he told me Nichols and the two prisoners did the fact. I took him with me to the Golden Anchor on Margaret's hill, and called for a tankard of beer, there I saw Jones

walking under the piazzas. I beckoned to him, he would not come; then my son went to the door and called him, and he came over. He asked me what I wanted, I told him my son had told me such a terrible thing that it frightened me, which was, that he, Nichols, and Welch were concerned in the murder of Sarah Green. He was all of a trembling, and said, *what signifies it the man is hanged, and the woman dead, and no body can hurt us.*

Q. Did he use the word me or us?

Busb. He used the word us. Then he said, *we were concerned with a woman, but who can tell that was the woman Coleman died for.* After this he always threatened me very hard, saying, he'd have me in a goal. He went to get a note that one Mrs. Arthur had, to arrest me for 40s. and said, *Sopp should serve it on me for scandalizing his son.*

Q. from Jones. What beer did we drink there?

Busb. We had a full pot.

James Nichols. I knew Sarah Green before this, and had been in her company, but did not know her name. The prisoners and I went to Sots hole together a drinking the 23d of July, I have been intimate with them. After we had had 3 or 4 pots of ale we came out, intending to go home, I believe I walked about twenty yards before them and met a woman; I asked her whether she would please to go and drink, she said she did not care to drink here, but if I would go with her as far as the King's head she would treat me with a pot of beer. I went, I knew her well by sight. When she came into the house she called for a pint of beer; we set down and drank it, Welch and Jones came in and called for a quartern of gin, they drank it and went out of the door, and bid me a good night. I saw no more of them till I came into Newington church walk; then the prisoners came up to me.

Q. How long did you stay at that alehouse?

Nichols. I believe we staid there about a quarter of an hour?

Q. Did she know you?

Nichols. She had known me very well. The prisoners took her away from me by main force, as she had hold on my arm; Welch threw her down directly, Jones took hold of her legs and dragged her along. I called out and said, for shame, don't go to use the woman ill. Said Welch, d——n your eyes, what is it to you? said I, what are you going to murder the woman? Said he, d——n your eyes you have had to do with her, and I'll have to do with her; no, said I, I have not had to do with her, neither shall you. He an-

answer'd, d——n your eyes, if you go to meddle with her, or touch e'er a one of us, I'll stick you. After Welch said this, Jones said so. I went away about 20 yards, and saw Welch lie down to her, and thrust his hand up her coats; and I saw his hand and wristband all bloody; after that, I saw Jones lie down to her, but I did not see him meddle with her in the manner the other did; he got up and came to me; I ask'd them whether they were not ashamed of themselves? they said, d——n your eyes, if you have a mind to go and have to do with her, you may; I'll answer for it she can't follow us. No, said I, you have done her too much damage; so I said, a good night to you, and went home to bed.

Q. What time was this?

Nichols. It was between 11 and 12 o'clock; the moon was in a cloud: the woman cry'd out, O Lord, O God, don't, for God's sake, you'll murder me; I had rather you'd kill me outright.

Q. from Welch. What time did we set out for Sot's hole?

Nichols. We went out about six or seven o'clock for Sot's hole; they came into Howard's about five or six minutes after we were in; this was about half an hour after ten.

Q. What day of the week was the 23d of July?

Nichols. It was on a Saturday; there was a bean feast at Howard's that night; it is three years ago last July.

Q. Did you know Richard Coleman?

Nichols. I did.

Q. Was he there with you?

Nichols. No, he was not.

Q. Was he at Howard's with you?

Nichols. No, he was not.

Q. Did Sarah Green know you by name?

Nichols. Yes, she did.

Q. Did she know Coleman?

Nichols. I don't know that she did?

Welch. Ask him what month July is next to, for he is so ignorant he can't tell.

Q. How long was this after Midsummer?

Nichols. I don't know when Midsummer is.

Q. How came you to remember this was the 23d of July?

Nichols. I remember it by the bean feast: She said she was going there after her master; she told me she lived in Bandyleg walk.

Samuel Pierce. I am apothecary to St. Thomas's hospital. I remember Sarah Green's coming into the hospital the 4th of August 1748; I inspected her private parts; the lips of her body were very much lacerated, swelled and inflamed, and dis-

charged a fetid matter; she was in a very weak condition, having been ill many days, and had a fever in consequence of these wounds; she was weak also as to her mind.

Q. What did you imagine this came from?

Pierce. I imagined it came from some violent unfair usage of these parts: they appeared to me as if they had been torn by hands, or by some weapon. She died the 19th of September, and I always believed it was by that ill treatment she had received; and she always declared she had been used ill by three men in Newington Church-yard, to which she constantly laid her death: she told me one of them walked with her, and two Russians rush'd on her in the Church-yard, and used her ill, and that the young man that used her civilly, was the Brewer's clerk, and the other two were dressed like brewer's servants.

Q. to Nichols. How were you all dressed?

Nichols. I was in my waistcoat, with a white apron on; Jones was in a white apron, and a thin frock; Welch in a light colour'd cloth coat, and no apron.

Q. to the apothecary. How was the woman for memory?

Pierce. She was not of sound mind and memory, so as to be depended upon; I always thought her so in the general.

Q. Was you there when Richard Coleman was before her?

Pierce. I was; she said he was the young man that was civil to her, in company with two other men. Coleman said he was not there, and knew nothing of the matter; she described him as one wearing his own hair, but he then had a wig on, standing before her; she said she had often passed by the brewhouse where he was clerk; but did not pretend to have had any acquaintance with him before.

Q. to Nichols. Did you wear a wig at that time?

Nichols. I did.

Q. to the apothecary. Is there any resemblance between Coleman and this evidence?

Pierce. No; he is very unlike Richard Coleman; he is likewise taller than Coleman was.

Q. to Nichols. Did any of the prisoners wear their own hair then?

Nichols. Welch at that time did, to the best of my knowledge.

John Girle, Esq; I am a surgeon, and did belong to St. Thomas's hospital; I remember Sarah Green's coming into the hospital the 4th of August. Mr. Pierce has already given an account of

of the condition she was in then, both the lips of her body rotted and came off, and that, no doubt, was the occasion of her death; how she came by that violence, I can't tell; it could not be by any use of her as a woman; neither could her disorder be that of a woman who had prostituted herself.

Thomas Howard. I keep the King's head in Kennington-lane: I knew Sarah Green and her master Wynn; I remember her being at my house the 23d of July; we had three companies dined there that day. Sarah Green went home with an old man and some children belonging to some of the workmen, in the evening, beewixt seven and eight o'clock, and returned about ten. I never knew Coleman 'till after he was apprehended; and I said then, when they came to me to see if I knew him, that I had never seen him in my life to my knowledge; I always said the three men were taller men than he, that were with her. There was one man came in first with her, the other two came in afterwards; I served them with a quartern of gin myself; I can't remember what the first called for; one of the men had a leather thong about his hat, they had on coarse frocks and coarse aprons, as brewers servants commonly wear: the first man that came with her went out of the house with her.

Q. Was she fuddled when she went out of your house the last time?

Howard. I did not apprehend any thing of that, my Lord.

Thomas Tyler. I knew Sarah Green; I was at Mr. Howard's that time, the day of the month I don't know; my ground faces his door. I came out of my ground with my gun in my hand, and saw three men with Sarah Green, at the bench at the door; this was about half an hour after ten, and a dark rainy night. I cannot swear to the prisoners; I knew Coleman after he was before Justice Clark; the three men I saw were taller men than he was. Upon my oath he was not one of the men I saw with her that night. I went home with my gun lock-under my coat, to keep the rain from it; one of the three men had a white thong about his hat, which was flapped.

Nichols. I had a thong in my hat.

Welch's Defence.

I always wore a dark brown coat, and have not worn my own hair these five years; I lived at this time with Mr. Maryot; he is out of town, and I cannot tell where I was at his time.

Jones's Defence.

The first time I heard of this was at the Globe in St. Mary Overy's Church-yard; I saw Bush come in; he said, how do you do, Tom? I want to speak with you. We then went to the door: he said, what do you think James Nichols says? he

tells me, that you, he, and Welch, did the murder that Coleman died for. Said I, he can never say so to my face; then I said, To-morrow I shall see him, and I'll bring him to you. I ask'd him where he lived, and he told me. Nichols came to me on the Monday morning, and said, let us go to Bush in Nightingal-lane. I went to him, and he denied he had ever said such a word; I said he ought to be lick'd; he then catch'd up a thing, and said, if I offer'd to meddle with him, he'd cleave me down. Another time I was sitting on a bag of hops, when I saw young Bush over the way; he called to me, saying, he wanted to speak with me. I told him he had raised a scandalous report on me; says he, my father wants to speak with you. I went over for a pint of beer; his father said, my son has been telling me, that Welch told him, that you, Welch, and Nichols did the murder that Coleman died for; said I, your son told me so before, and that James Nichols would be here presently, and you shall hear what he says. Said he, I'll be d——d if I stay, for I'll go to Justice Clark; he said, if you can make any thing of the matter, there is a hundred and twenty pound, besides the reward Richard Coleman's brother will give, because of the scandal it has brought upon the family. I told him I should be a great rogue if I did. He said he should be in the city, if you will come down to me, I'll be d——d if I speak a word to any body about it. I then told him, I should be a rogue, and a fool indeed, to let my life lie in your hands. I went out and saw a stump-handed fellow, and told him what Bush had said. He said, go to Mr. Hammond; said I, I will trouble him; he reply'd, it was only suing a beggar and catching a louse. Then I heard the justices sat on the morrow; I said I'd go and complain there: I went, and the bench was over. I never was at Mr. Howard's house but once, and that was at Peckham Fair time; we drank a tankard of beer or two in an arbour there. Nichols swore he had a leather thong in his hat that night; I am sure he had not; and they say I had a white coarse frock on; I have not worn a frock these eight years.

Q. to Nichols. When did you first discover this affair?

Nichols. I never discovered it to any body 'till after they were taken up; my father has taxed me with it many times, but I never would tell it.

Q. As you knew when Coleman was taken up for the fact, why did not you discover it then, knowing he was innocent?

Nichols. Because we always went to school together, and they were continually threatening me, that if I did, they would do me a mischief; and they used to say, the woman is dead, and the man taken up, and no-body can hurt us.

Alice

Alice Thompson. I was examined before the Coroner: I was nurse in Anne's ward in the hospital: When Sarah Green came in, she was very much flush'd in her senses, always trembling, and betwixt whiles very delirious. She was in such a condition, that I could not depend upon what she said; she said that after she was used so ill, that one of them went away, and said, d—n you, come along, for I think you have used the bitch bad enough. Both Guilty. **Death.**

68. *Evan Evans* was indicted for stealing one guinea, the money of Mary Sandiford. Acquitted.

69, 70. *Robert Price* was indicted for stealing six deal planks, value 10 s. and *John Adams*, for receiving them, knowing them to be stolen; but no evidence appearing against the principal, all that was said, affected the accessory only, they were both acquitted.

71. *William Dunning* was indicted, for that he, on the 13th of June, the Dwelling-house of *William Blunden*, did break and enter, one 18 s. piece, 14 guineas, 4 half guineas, 4 l. 7 s. in money, number'd, did steal, &c. at Farnham.

William Blundel. I left the money in a handkerchief in a drawer, locked the door, and took the key with me. At nine in the forenoon, on the 13th of June, when I return'd, I found the door and drawers broke open, and money gone. *William Pready* and *Samuel Spreadborough* pursued and took the prisoner at Primley, with the handkerchief and money, except 10 d. which he had dispos'd of: He confess'd the fact, the money and handkerchief produced in court, and deposed to. Guilty **Death.**

72. *William Robinson* was indicted for stealing one silver tankard, value 8 l. the property of *John Jones*, in the Dwelling-house of the said *Jones*, April 2. Acquitted.

73. *John Conkin* was indicted for robbing *Biss Alexander*, wife of *Charles Alexander*, Esq; on the highway, of a catgut purse, and one silver medal, value 2 s. two guineas and 19 s. in money, numbered, the property of the said *Charles*, April 13, at Egham.

David Rogers deposed he drove the post-chaise in which was the lady, on the 13th of April, going to Southampton; that betwixt Egham and Virginia Water, he was stop't by a young man, who demanded the lady's money and watch: She delivered him a purse; he ask'd her if she knew what was in it; she said, to the best of her knowledge,

there were between three and four pounds. Then he came to him (that is *Rogers*) and demanded what money he had, which he said was but seven pence halfpenny, and that was to pay the next turnpike. Then he turned his horse, and rode towards Staines; he was positive the prisoner was the person. [*The lady was ill, and could not attend.*]

William Duffel, the constable, deposed, the prisoner was taken at Staines; that two pistols were found under the manger at the Red lion; that he was taken before my Lord Kinnoull. He desired *Rogers* might not be in the hearing, and he would confess the whole, which he did.

Mr. Somes deposed he was inform'd a man was taken at Staines for a robbery, who had his mare to ride on; he went and found his mare stopp'd at the Red lion, and deposed to her, a friend of his having her in keeping, and had let her to the prisoner. Guilty **Death.**

74. *Richard Timber* was indicted for stealing six 36 s. pieces, three moidores, four guineas, and two half guineas, the property of *John Eastchurch*, in the Dwelling-house of *Michael Reading*, June 7, at Farnham.

Michael Reading is a tanner, the prosecutor: his journeyman, and the prisoner his apprentice; he has served two years of his time, they lay together in one bed; the money was lost from out of a closet in the room, and the prisoner was taxed with it; he owned he took it, and said he had given it, first to one person, who was taken up, but proved to be innocent as to the time and place the other mentioned. Then he said another person had it, and so to others, and offered to swear it upon each of the two first. The money could not be found; on the prisoner's side it was deposed, that he was cruelly used; and to find the matter out, he was hanged on a tree, and whipped for some time, &c. and that he was a youth who had behaved well; he was acquitted.

75. *Joseph Hilton* was indicted for stealing two mares, the property of *John Bradley* and *James Wallace*; they being the two mares *Pain* was convicted for at Maidstone, he was acquitted.

He was a second time indicted for agreeing with the said *Pain* to conceal the said Felony.

Joseph Brown deposed he heard the prisoner say the 5th of August to justice *Brown* in Kent, that he bought one of those mares in Smithfield, the other in the Borough, and delivered her to *Pain*, &c. and also when *Pain* was taken up, *Hilton* said I'll go and clear him; I'll claim them as my property.

Thomas Bennet deposed *Pain* sent a note from Maidstone gaol, August 4th, 1751 by the pri-

K

soner

soner Hilton, directed to justice Brown, wherein Hilton takes it upon him to own the mare to be his property; he was found guilty, and sentenced to be imprisoned one year without bail or mainprize, and find sureties for his good behaviour for 3 years more, himself bound in a bond of 60 l. and each of his sureties 30 l. to be approved of by 2 justices of the peace for the county of Surry.

76. William Reynolds was indicted for stealing 250 weight of tallow value 30s. the property of Benjamin Merriman; one hempen sack the property of Rachel Thorne widow, May 14. from Brooks's wharf. Guilty.

77. Thomas Gibson was indicted for stealing nineteen guineas, one half guinea, 12s. and 6d. the money of Jonathan Berkin, in the dwelling-house of Ann Townsend, May 30.

The prosecutor was ostler at the Griffin inn by St. George's church; he lost the money mentioned out of the house, had a suspicion of the prisoner, and sent his brother Robert after him, who took him at Stoney Stratford, Buckinghamshire: the prisoner owned he had taken it out of the prosecutor's box and returned it there at the George inn; he was taken before justice Willis and confessed it there, without either threats or promises. Guilty Death.

78. William Hurling was indicted for stealing 4 guineas 19 shillings and 6 d. in money numbered, the property of Michael Frith, in the dwelling house of the said Michael, May 18.

The prisoner had taken and buried it in the ground, he had the prosecutor to the place, and then ran away; the prosecutor found it; it appeared by evidence on the prisoner's part, he was underwitted, he was found guilty of the stealing, but not in the dwelling-house.

79. William Tobey was indicted for stealing one silver watch, the property of Elizabeth Dobbins, July 9. Acquitted.

80. John Hall was indicted for robbing James Hadnet in George's fields of 2 silver knee buckles, value 8s. one hat value 3s. one clasp knife value 6d. one half guinea and twopence-halfpenny, in money numbered, May 11.

James Hadnet, I live in White-Chapel, and did work at ballast heaving near the New Bridge, going home over George's fields between 9 and 10 in the evening of the 11th of May, the prisoner whom I knew by his face, came up to me and struck me near the temples; he shewed a piece of a walking stick with a great knob on it, saying here is a bit of

the stick, &c. Then he bid me stand, swearing bitterly I was a dead man; then he fired a pistol over my left shoulder, and blowed some of the gunpowder on my face; it is to be seen now. I made an attempt to run away; there was another man at a little distance from him, he fired another pistol near the other side of my face; then the prisoner presented a pistol to my mouth, when I surrendered; they took from me as in the indictment; I went and told Thomas Stanley of him, and he took him up.

Thomas Stanley deposed he took the prisoner up by the directions of the prosecutor.

James Penrice. On the 11th of May I saw the prisoner as he was coming over George's fields with another man there, the clocks were striking 9 then in the city.

Mark Chables. I was prisoner in the new gaol when the prisoner came in there, and said to a man, he had robbed a man in George's fields; I was there to give evidence against 2 highwaymen, see number 455 in the last sessions-paper, in July. The prisoner had a good character given him by William Guilford, the rev. Mr. Allen, Mr. Robert Castor, Mr. Brooks, Mr. Reves, Mr. Knightley and others, being well known by the name he well deserves, that is the honest cobbler at Lambeth.

Edward Cox deposed the prosecutor did once work for him, but he never could take his word, and did believe he was not a man to be credited upon oath. Acquitted.

81. John Norton was indicted for stealing 12 dozen of glass bottles, val. 26s. the goods of Gerard Vanhorn. Acq.

82. Samuel Smith was indicted for breaking and entering the dwelling house of Samuel Foster, and stealing 7 pewter dishes, 25 pewter plates, 2 copper stew pans, and other things, May the 2d. in the night. Guilty of felony only.

83. Mary Burge, otherwise Orelston, was indicted, for that she, together with three other persons, the dwelling house of John Hoskins did break and enter, and stealing out thence 40 yards of check linen, val. 40s. 18 yards of stripe cotton, val. 15s. 48 yards of dowlas, and other goods, May 5. Guilty of felony only.

84. Alexander M'ken was indicted for stealing 3 ducks, val. 3s. the goods of Richard Peak of Lewisham.

The prosecutor missed these ducks out of a pen. He pursued and took the prisoner with them upon him. Guilty 10 d.

85. John

85. **John Dattise** was indicted for breaking and entering the dwelling house of Richard Role the 17th of July in the night time, and stealing 1 metal ring, and 13 d. in money. Guilty 10d. Acquitted of burglary.

86. **Mary Turbet**, spinster, was indicted for stealing two handkerchiefs, one pocket, an apron, one pair of shoes, one pair of stockings, and nine shillings in money, the goods of John Webber, July 13. Guilty.

87. **Augustine Ward** was indicted for robbing Simon Hughes, clerk, on the king's highway of a 9s. piece of gold, one half guinea, and 3s. in money, April 9.

Simon Hughes. On the 9th of April I was coming from London in a post chaise to Walton, my wife was with me. About a quarter after three, on Putney common, opposite the Bowling-green-house I was stopped by a man, who presented a pistol to me, and at the same instant cry'd, *stop*; the boy stopped; then he said, *your purses*; I delivered him my purse, in which was a 9s. piece, a half guinea, and 3s. I can swear to. Then he said, *your rings and watches*. I said we had none. He said by G—d, *Sir, you have a watch, or d—n your blood you have a watch*. My wife said, I do assure you I have left it at home; then he said, *your servant*. He was dressed in a great coat, the cape turned up, and a black mask over his face, and seemed to have a long head of hair put up under his hat. When the prisoner was taken and dressed in his cloaths, which were pulled off, being wet, he appeared to be the man, but I will not swear to him. On his cross examination he said, the words spoke by the person were not expressed as a foreigner, but as an Englishman, he saw the horse also at the public house, which he took to be the horse.

John Jupp. I drove the post chaise at this time. The person who stopped us was dressed with a great coat that came down to his feet; he had something black over his face. After he had done he turned round on the left hand, and went round the Bowling-green-house. A man came riding across and spoke to Mr. Hughes, upon which Mr. Hughes and I pointed, and said, that fellow has just robbed us.

Edward Worlidge. I was on Putney common at this time. I saw the chaise stopped by a man on a brown bay horse, and a loose horseman's coat. When he left the chaise I rode up to it, Mr. Hughes told me he had been robbed by him, mentioning to me that he was not out of sight; then I rode to the Bowling-green-house, and alarmed them. I be-

lieve in about a minute two men, Monk and Beezey, were mounted to pursue. I had lost sight of the man as he went round the house, he was then coming towards us, Monk not taking the right hint, rode on before the man, and opened a gate for him and rode down the lane before him; Beezey and I rode after him; when we came out upon Barnes common there were many people out after him, I thought he could not escape. After some time I saw a man leading a horse, who told me the rider was gone he knew not where.

John Monk. I am ostler at the Bowling-green-house, Mr. Worlidge came there on Easter Tuesday, and said there was a highwayman just gone before. My horse happened to be ready saddled and bridled; I rode out and pushed by the man and opened a gate for him, and rode down a lane. He had a long great coat on, and the cape was down; he had boots on, a red waistcoat and black breeches; he rode a brown horse with a blaze on his face, about 15 hands high. I went down to the bottom of the lane, Beezey called out to me, that is the man; he had his hair hanging about his ears; I discharged a pistol at him, he dismounted and tumbled over a hedge; I secured the horse, and never saw the man till he was found in the fields about 3 quarters of an hour after. Mr. Worlidge was not above 40 or 50 yards behind me when I opened the gate.

George Beezey deposed as the former witness, with this addition, that he saw a great many people running, and that one of them had got hold of him, and that he was wet up to his waist.

Joshua Cersbaw. The prisoner was brought to my house very wet, and I searched him by order of Justice Garret. I found in his pocket 6s. a half crown, half a guinea, a pair of gloves, a black ribbon, and a handkerchief. He had neither whip or stick. The horse was brought into my yard by Mr. Monk. The post boy came; I shewed him six horses; he said neither of them was the horse: he went into another stable, and there was one, he said, that he believed was the highwayman's horse. No body said a word to him. That was the horse Monk brought in. The prisoner said, that was a horse he hired of Mr. Lion. Mr. Lion came and had him away. The post boy did not say then he'd swear to the horse, but when he came before the justice he was a little more positive, and did swear to him. The prisoner talked so bad English, that it was difficult to take his defence, but the purport of it was, he went out in order to visit Capt. Cosby. He came to Newington turnpike, and asked his way to Peckham, but not understanding the people, or they him, he turned towards Clapham.

Clapham, and went 2 miles farther, and at last came to Wanworth, where he dined. Then going on his way down that lane Monk fired a pistol, he was surprized, and quitted his horse, and ran into some water, and feared he should be used ill for he knew not what.

Christiana Rudolph. I came from Saxony. I have known the prisoner both here and abroad. He was a captain in general Trenk's regiment of Pandours. He came to my house Dec. 19, 1749, and lived 5 months with me in all.

Mrs. Sewil. I have known him about two years, he lodged with me better than 2 months; I never heard any ill word from him.

James Hill. I have known him near a 12 month, he used to come backwards and forwards to my house to visit one count Zoble, he always behaved very well.

Margaret Rogers. He lodged at my house about 7 weeks till the day he was taken up, no body behaved better than he did.

Copman Solomon Uningham. I am a Jew. I knew him abroad. He is the best man in the world. I served a subpoena upon Capt. Cosby to appear here, but he was very ill.

Tho. Philbey. I saw the prisoner before he was taken; he was in the water, I spoke to him from off a bridge, he came out and surrendered to an old man; his hair was then done up in a pigtail.

Q to Cersbeu. What words did you hear the prisoner speak?

Cersbeu. He said, *I'll go where you please.*

Q. Were the words go, where, please, pronounced plain, or like a foreigner?

Cersbeu. Every word like a foreigner. Acquitted.

88. Daniel Bland was indicted for attempting to commit a rape on the body of Jane Patmore, an infant about 4 years and 4 months of age, Aug. 8.

George Patmore. I am Father to the child; August the 8th, betwixt 4 and 5 o'clock I was going out with a horse; sitting with my face to Dr. Comer's door, I asked where the child was, I believe it might hear me; I saw a hand put her out of the stable, and shut too the door again; the child walked stradling odly; said I, what is the matter with you? she said, I am very wet; my wife said, where have you been? she said mamma don't be angry with me; she said no, I'll give you a shilling if you'll tell me where you have been; then she begun, I have been with Daniel in the stable, the child being too young to give evidence, and this bring hear say she was stopped. I sat so with my face that no person could go in or out the stable, unless I saw them.

Ann Patmore. I am mother; I stood at my door,

the child walked odly, and said she was very wet; I caught her up, and put her on the corner of the table, and smelt an uncommon smell; she slid off the table and said she wanted to make water; I took and looked at her; there was a wet substance upon her body near her private parts; her private parts looked very red, I went into Mr Comer's stable to the prisoner, I asked him what he had been doing to my child, he said nothing; said I, you have; he said he had not hurt her; I said she had told me; he said a little impudent jade, has she told you what I have done?

William Robertson. I am a Surgeon, and live at Richmond, I was sent for betwixt 4 and 5 o'clock to Patmore's house; the mother told me the child had received some considerable injury. I laid the child cross my knee, there appeared a considerable contusion, there was barely what we call a show of blood, but not so much as to run upon her linnen, the redness was not quite gone off yesterday, there was no laceration, the lips of the private parts were considerably bruised, and looked more of a purple than of a bright red; this seemed to be done by a pressure more than a friction, it was impossible for any man to enter the child, had that been done it must have killed her; I saw man's nature on the child's linnen and flesh. I know it was the seminal emission of a man by the colour and smell. Guilty.

To stand twice in the pillory, and be imprisoned 2 years, and to find sureties for his good behaviour for 3 years after.

89. Charles Cozins was indicted for forging and publishing a certain promissary note for 21. 2s. figed John Cole late of Twickenham. Acq.

The trials being ended, the court proceeded to give judgment as follows:

Received Sentence of death, 9.

Henry Brian, Matthias Kers, John Tonkin, James Welch, Thomas Jones, Mary Lenard, Daniel Simpson, William Dunning and Thomas Gibson.

Transported for 7 years, 17.

John Davise, Charles Morse, Joseph White, Robert Pocock, John Peak, Matthew Penn, Eliz. Apton, Mary Burdwort, Mich. Bowson, Sarah Bowers, Will. Morgen, Eliz. White, Benj. Kitley, Will. Reynolds, Sam. Smith, Mary Skelton and Mary Turbet,

Whipped, 2.

John Randall and Alexander Mackey.

Branded, 1. *William Hurling.*

Tho. Stanly cast last assize, to be transported for life, *Will. Nesbet* and *Joseph Fisher* to be transported for 14 years.

Trials at law taken in short hand by T. Gurney, writer of these proceedings.